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6 Attorneys for Defendants ARS NATIONAL SERVICES, INC. and JASON A.
HOWERTON

UNITED STATES DISTRICT COURT

**NORTHERN DISTRICT OF CALIFORNIA,
SAN JOSE DIVISION**

RAYMOND CHARLES MEYER,

) CASE NO. C07-06422 JF

Plaintiff,

} The Hon. Jeremy D. Fogel

v.

ARS NATIONAL SERVICES, INC.,
D/B/A ASSOCIATED RECOVERY
SYSTEMS, a California corporation,
JASON A. HOWERTON, individually
and in his official capacity,

**DEFENDANTS ARS NATIONAL
SERVICES, INC. AND JASON A.
HOWERTON'S REQUEST TO
APPEAR AT INITIAL CASE
MANAGEMENT CONFERENCE BY
TELEPHONE AND REQUEST
THAT LEAD TRIAL COUNSEL BE
EXCUSED FROM ATTENDING
THE INITIAL CASE
MANAGEMENT CONFERENCE**

Defendants.

DATE: April 18, 2008

DEPT.: Courtroom 3

TIME: 10:30 a.m.

Action Filed: December 20, 2007
Trial Date: None

1 Defendants ARS NATIONAL SERVICES, INC. and JASON A. HOWERTON
2 (collectively, "Defendants"), by and through their counsel, respectfully make this
3 Request that Defendants Appear by Telephone at the Initial Case Management
4 Conference scheduled April 18, 2008. Defendants further request that lead trial
5 counsel be excused from attending the Initial Case Management Conference. This
6 request is being made in accordance and compliance with Civil Local Rule 16-10(a).

7

8 **I. STATEMENT OF REASONS FOR DEFENDANTS' LEAD TRIAL**
9 **COUNSEL TO BE EXCUSED FROM ATTENDING THE INITIAL**
10 **CASE MANAGEMENT CONFERENCE.**

11 Defendants' lead trial counsel, Stephen H. Turner, has a scheduling conflict.
12 On April 18, 2008, when the Initial Case Management Conference in the instant case
13 is scheduled, Mr. Turner will be first-chairing a trial in another matter in Los
14 Angeles, styled *Emanuel Valdez v. Capital One Bank, et al.*, Los Angeles County
15 Superior Court Case No. 363338. Because Mr. Turner is the only attorney
16 representing his clients at that trial, it would be a hardship for Mr. Turner to attend
17 in person the Initial Case Management Conference in the instant case.

18 WHEREFORE Defendants request that Alisha Lee, who works with Mr.
19 Turner on this matter, be allowed to appear on their behalf.

20

21 **II. STATEMENT OF REASONS FOR DEFENDANTS TO APPEAR**
22 **BY TELEPHONE.**

23 Defendants' counsel work in Los Angeles, and the cost of traveling to the
24 Initial Case Management Conference would not be insignificant.

25 WHEREFORE Defendants request that Ms. Lee be allowed to appear on their
26 behalf at the Initial Case Management Conference by telephone. Ms. Lee will be
27 available throughout the entire Initial Case Management Conference by telephone on
28 April 18, 2008. Ms. Lee's direct cellular telephone number, where she can be

1 reached the entire day of April 18, 2008, is (310) 968-5960.

2

3 DATED: March 19, 2008 LEWIS BRISBOIS BISGAARD & SMITH LLP

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5

6 By:



Stephen H. Turner

Alisha M. Lee

7 Attorneys for Defendants ARS NATIONAL
8 SERVICES, INC. and JASON A. HOWERTON

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1 CERTIFICATE OF SERVICE
2

3 I certify that on the 19th day of March, 2008, I electronically transmitted the
4 foregoing document to the Clerk's office using the CM/ECF System for filing and
transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

5 Fred W. Schwinn, Esq.
CONSUMER LAW CENTER, INC.
6 Attorneys for Plaintiff

7 By: /s/ Stephen H. Turner
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